CONVENED:	2017-13
ADJOURNED:	

# LAKE COUNTY COMMISSIONERS' MEETING MARCH 14, 2017 2:00 P.M.

		2:00 P.M.	
JOHN R. HAM	NO, PRESIDENT  MERCHECK, COMMISSIONER  OY, COMMISSIONER  • ROLL CALL	JASON BOYD JENNIFER BEL LEGAL COUNS	•
N III L	<ul> <li>MINUTES OF MEETING: FEBRUA</li> <li>PUBLIC COMMENT:</li> </ul>	RY 23, 2017	The Resolutions are in draft from until the meeting, therefore
		RESOLUTIONS:	are subject to change without notice
	ENGINE	ER'S DEPARTMENT – Jim G	Sills
IN EA	UTION TO ADVERTISE FOR BIDS FOR STLAKE - OHIO - LPA PID #844 20170314\E01)(E-2)	THE LAK-SR-283-03.95 LA	AKESHORE BOULEVARD RESURFACING PROJECT JECT #FAN E161(083)(Bid Opening April 5,
	UTILITIES DE	PARTMENT - Randy Rothli	sberger
2. RESOL OF TH	UTION AWARDING A BID CONTRACT E LAKE COUNTY SOLID WASTE FACILI	TO RUMPKE OF NORTHE TY(20170314\U01)(UT-4)	RN OHIO FOR MANAGEMENT & OPERATION
	CC	MMISSIONERS' OFFICE	
3. RESOL THE PU	UTION AUTHORIZING THE COUNTY A JRCHASE OF ELECTRICITY (20170314)	ADMINISTRATOR TO EXEC (C01)(691-c)	CUTE CONTRACTS WITH PALMER ENERGY FOR
	FINANCE	DEPARTMENT – Mike Ma	atas
4. RESOL AMOU	UTION APPROVING PAYMENT OF BI NT OF \$472,253.95(20170314\BC01)	LLS AS LISTED ON THE C	OMMISSIONERS' APPROVAL JOURNAL IN THE
			DMMISSIONERS' PURCHASE ORDER APPROVAL

- 5. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$407,859.40(20170314\BC02)(C-17)
- 6. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS (20170314\BC03)(C-111)
- 7. RESOLUTION TRANSFERRING CASH WITHIN VARIOUS NON-GENERAL FUND ACCOUNTS (20170314\BC04)(C-111)

	•	UTILITIES				
	•	JOB AND FAMILY SERVICES				
	•	COUNTY ADMINISTRATOR				
	•	FINANCE				
	•	CLERK				
	•	LEGAL				
	• OLD BUSINESS					
	• NEW BUSINESS					
	PUBLIC COMMENT					
EXECUTIVE SESSION						
Personnel – compensation (2)						
	_ MOTION TO CON	VENE EXECUTIVE SESSION:		SECOND		
TIME	RECESSED:	RETURN TO EXECUTIVE SESSION:				
TIME	MOTION TO END	EXECUTIVE SESSION:	TIME	SECOND		
TIME	WOTION TO END	EVECUTIVE SESSION:		SECOND		

**DEPARTMENTAL REPORTS** 

\*NEXT MEETING: 10:00 A.M., THURSDAY, MARCH 23, 2017\*

\_\_\_\_\_ SECOND\_\_\_\_

MOTION TO ADJOURN THE MEETING:

TIME

The Board of County Commissioners, in and for Lake County, Ohio, met this day in regular session with the following members present:

Commissioners: \*(com)

# RESOLUTION TO ADVERTISE FOR BIDS FOR THE LAK-SR-283-03.95 LAKESHORE BOULEVARD RESURFACING PROJECT IN EASTLAKE - OHIO - LPA PID #84403 FEDERAL AID PROJECT #FAN E161(083)(Bid Opening April 12, 2017)

WHEREAS, the Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board of County Commissioner and, that all the deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code; and

WHEREAS, the Lake County Engineer has requested that the Board of Lake County Commissioners advertise for bids for the LAK-SR 283-03.95- Lakeshore Boulevard Resurfacing Project in Eastlake, Ohio; and

WHEREAS, the Lake County Engineer has filed with the Board specifications and bidding documents for the LAK-SR 283-03.95 – Lakeshore Boulevard Resurfacing Project in Eastlake, Ohio; and

WHEREAS, the Board is of the opinion that bids should be taken for the LAK-SR 283-03.95 Lakeshore Boulevard Resurfacing Project for Eastlake, Ohio.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners, in and for Lake County, Ohio, hereby instructs the Clerk of the Board to advertise for bids for the LAK-SR 283-03.95 Lakeshore Boulevard in Eastlake, Ohio. Such advertisement shall appear three weeks prior to the date fixed for receiving bids in a newspaper of general circulation in Lake County as required by Law, the Lake County Website, and the State of Ohio website PublicNoticesOhio.com.

BE IT FURTHER RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to Terri Lange – Commissioner's Office, the Lake County Auditor, Lake County Engineer, Lake County Administrator and to the Lake County Budget Director.

\*\* seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

"AYES": Commissioners: \*(com)

"NAYS":

Resolution adopted, Jennifer Bell, Clerk

#### **CLERK'S CERTIFICATION**

I, Jennifer Bell, duly appointed Clerk of the Board of County Commissioners, do hereby certify that this is a true and accurate copy of a resolution adopted by said Board on March 14, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this fourteenth day of March, 2017, in Painesville, Ohio.

Jennifer Bell, Clerk
Board of Commissioners, in and
for Lake County, Ohio
LEGAL NOTICE REQUIRED

PUBLISH:

NEWS HERALD | March 17, 24 and 31, 2017

Lake County Website, and www.publicnoticesohio.com

OPEN:

April 12, 2017

<sup>\*</sup> presented the following resolution and moved its adoption.

#### **LEGAL NOTICE TO BIDDERS**

Sealed bids will be received by the Board of County Commissioners in and for Lake County at their office in the Lake County Administration Center, 105 Main Street, Painesville, Ohio 44077; up to the hour of 11:00 AM Local Time on Wednesday, April 12, 2107, and read publicly thereafter in the Commissioners' Chambers at the above address, for the following improvement project:

LAK SR 283-03.95 Lakeshore Boulevard Resurfacing Project for Eastlake, Ohio Engineer's or Architect's Estimate of Cost: \$1,090,000.00 to \$1,202,000.00

Said improvements shall be in accordance with specifications and bid forms on file with the Clerk of the Board of County Commissioners. The Bid Package may be obtained upon receipt of payment of \$100 (NON-REFUNDABLE), from the Office of the Lake County Engineer, 550 Blackbrook Road, Painesville, Ohio 44077 during weekday business hours Monday through Thursday, from 8:00 a.m. to 4:30 p.m. AND Friday, 8:00 a.m. to 1:00 p.m. Checks shall be made payable to the Lake County Engineer.

The work covered by the plans and specifications includes: planing SR 283 (Lakeshore Boulevard) up to a depth of 3" and new asphalt concrete placed and non-compliant ADA curb ramps removed + replaced. All work under this contract shall be completed by 15 October 2017.

# "Only ODOT pre-qualified contractors are eligible to submit bids for this project."

Bids shall be addressed to the Board of Lake County Commissioners, Lake County Administration Center, 105 Main Street, Painesville, Ohio 44077, and marked "LAK SR 283 03.95 Lakeshore Boulevard Resurfacing".

Pursuant to R.C. 153.01 et. seq., the bid must be accompanied by an original sealed document in the form of a bond for the full amount (100%) of the bid, **OR** by a certified check, cashier's check, or irrevocable letter of credit equal to ten percent (10%) of the amount bid, drawn on a solvent bank located in Lake County and payable to the Treasurer of Lake County, Ohio, as surety that if the bid is accepted, a contract will be entered into and its performance properly secured. Should any bid be rejected said surety shall forthwith be returned to the bidder and should any bid be accepted such bid bond, certified check, cashier's check, or letter of credit will be returned to the bidder upon proper execution and securing of the contract.

No bidder shall be considered eligible to be awarded the contract to which this Notice or Bid Specifications apply, if the bidder is listed on the Auditor of State's Database as having a "Finding of Recovery" as that term is defined in R.C. 9.24.

Bids shall be subject to the conditions that the right is reserved to hold bids for a period not longer than sixty (60) days after date of bid opening and/or to award the contract at any time during said period.

The successful bidder will be required to execute the contract within ten (10) days after the award of the work to him/her, and he/she shall furnish acceptable bond or surety, if not filed previously to the satisfaction of the County of Lake, Ohio for the faithful performance of said contract in the sum of one hundred percent (100%) of the total amount of the bid. In case of failure to execute the contract as stated or to furnish bond and/or surety, the bidder shall be considered to have abandoned the contract and is then liable for the difference between his/her bid and the next lowest bid, not to exceed ten percent (10%) of the amount bid.

The County reserves the right to reject any or all bids, or to increase or decrease or omit any item or items. ORC 153.011 may apply. Each bid must contain the full name of every party or all parties submitting the bid. Each bidder must submit evidence of its experience on projects of similar size and complexity. All contractors and subcontractors shall comply with the equal employment opportunity requirements of Ohio Administrative Code Chapter 123, the Governor's Executive Order of 1972 and Governor's Executive Order 84-9. The contract shall be awarded to the lowest and best bidder.

Disadvantaged Business (DBE) Requirement - DBE participation goals (subcontracts, materials, supplies), have been set on this project for those certified as DBE's in accordance with MAP-21 (2012) and 49 CFR, Part 26, and qualified to bid with ODOT under Chapter 5525 of the Ohio Revised Code (ORC).

The DBE Goal for this project is 6%.

Federal Prevailing Wage – The Contractor agrees that each individual employed by the Contractor or Subcontractor and engaged in work on the project under this contract shall be paid to meet the minimum requirements of the prevailing wage established by the U.S. Department of Labor under the Davis-Bacon and related Acts. This shall occur regardless of any contractual relationship which may be said to exist between the Contractor and any individual or any Subcontractor and any individual.

The Federal Prevailing Wage Determination Schedule for this project is available for review at the office of the Owner's Prevailing Wage Coordinator and via the internet at: <a href="http://www.wdol.gov/dba.aspx">http://www.wdol.gov/dba.aspx</a>

Bidders may also access this Legal Notice to Bidders via the internet at <a href="https://www.lakecountyohio.org">www.lakecountyohio.org</a>, click on the Legal Notices to Bidders tab in the center of the page to link to the Legal Notices site, and the Ohio Newspaper Association public notices website, <a href="https://www.publicnoticesohio.com">www.publicnoticesohio.com</a>.

Record Retention – As the LPA, ODOT or the United States government may legitimately request from time to time, the contractor agrees to make available for inspection and/or reproduction by the LPA, ODOT or United States government, all records, books, and documents of every kind and description that relate to this contract.

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS in and for Lake County, Ohio.

Jerry C. Cirino, President John R, Hamercheck, Commissioner Daniel P. Troy, Commissioner Jennifer Bell, Clerk

PUBLISH:

THE NEWS HERALD
Friday, March 17, 2017
Friday, March 24, 2017
Friday, March 31, 2017
Lake County Website, and
www.publicnoticesohio.com

The Board of County Commissioners, in and for Lake County, Ohio, met this day in regular session with the following members present:

Commissioners: \*(com)

\* presented the following resolution and moved its adoption.

# RESOLUTION AWARDING A BID CONTRACT TO RUMPKE OF NORTHERN OHIO FOR MANAGEMENT & OPERATION OF THE LAKE COUNTY SOLID WASTE FACILITY

WHEREAS, the Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board of County Commissioners, and that all the deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code; and

WHEREAS, the Sanitary Engineer of the Lake County Department of Utilities recommended that the Board of Lake County Commissioners advertise for bids for the Management & Operation of the Lake County Solid Waste Facility; and

WHEREAS, bids were received by the Board on February 1, 2017, and said bids have been reviewed by the Lake County Sanitary Engineer and it is recommend that the Board award said bid for the bid value per year to Rumpke of Northern Ohio. The bid value for the first year is \$2,214,063.73.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby awards a bid contract to Rumpke of Northern Ohio for the Management & Operation of the Lake County Solid Waste Facility for the bid value per year. The bid value for the first year is \$2,214,063.73.

BE IT FURTHER RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Finance Department; Terri Lange - Commissioners' Office; Sanitary Engineer, Lake County Department of Utilities; and to Rumpke of Northern Ohio, 10795 Hughes Road, Cincinnati, Ohio 45251.

\*\* seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

"AYES": Commissioners: \*(com)

"NAYS":

Resolution adopted, Jennifer Bell, Clerk

#### CLERK'S CERTIFICATION

I, Jennifer Bell, duly appointed Clerk of the Board of County Commissioners, do hereby certify that this is a true and accurate copy of a resolution adopted by said Board on March 14, 2017, and recorded in the Commissioners' Journal 2017.

WITNESS my hand this fourteenth day of March, 2017, in Painesville, Ohio.

Jennifer Bell, Clerk Board of Commissioners, in and for Lake County, Ohio

S:\LCC\CLK\RESOLUTIONS\2017-RES\20170314\U01.docx (UT-4)

The Board of County Commissioners, in and for Lake County, Ohio, met this day in regular session with the following members present:

Commissioners: \*(com)

\* presented the following resolution and moved its adoption.

# RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE CONTRACTS WITH PALMER ENERGY FOR THE PURCHASE OF ELECTRICITY

WHEREAS, the Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board of County Commissioners, and that all the deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code; and

WHEREAS, the Lake County Board of Commissioners intends to purchase electrical service from Palmer Energy and it is necessary to secure a contract upon determination of the rates; and

WHEREAS, the volatility of rates presents only a limited window to secure the best possible rate for Lake County; and

WHEREAS, Ohio Revised Code Section 305.30 permits the Board of Commissions to allow the County Administrator to enter into certain contracts on behalf of the Board; and

WHEREAS, it is in the best interest of Lake County to designate the authority to sign the contract for electrical services to the County Administrator to secure favorable rates for the contract.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners in and for Lake County, Ohio hereby authorizes the County Administrator Jason W. Boyd to execute contracts for the purchase of electricity service.

BE IT FURTHER RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Budget Director; Superintendent of Buildings and Grounds; and the County Administrator.

\*\* seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

"AYES": Commissioners: \*(com)

"NAYS":

Resolution adopted, Jennifer Bell, Clerk

#### **CLERK'S CERTIFICATION**

I, Jennifer Bell, duly appointed Clerk of the Board of County Commissioners, do hereby certify that this is a true and accurate copy of a resolution adopted by said Board on March 14, 2017, and recorded in Commissioners' Journal, Volume 2017.

WITNESS my hand this fourteenth day of March, 2017, in Painesville, Ohio.

The Board of County Commissioners, in and for Lake County, Ohio, met this day in regular session with the following members present:

Commissioners: \*(com)

\* presented the following resolution and moved its adoption.

# RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$472,253.95

WHEREAS, the Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board of County Commissioners, and that all the deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code; and

WHEREAS, bills against Lake County have been presented to this Board for payment and this Board has examined said bills and approves them for payment. Said bills incorporated herein by reference and made a part of this resolution.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners, in and for Lake County, Ohio, that the bills against Lake County are hereby approved, allowed and ordered paid; said bills incorporated herein by reference and made a part of this resolution. The County Auditor is hereby authorized and instructed to issue his warrants in varying amounts totaling \$472,253.95.

BE IT FURTHER RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Lake County Budget Director; and to the Lake County Treasurer.

\*\* seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

"AYES": \*(com)

"NAYS":

Resolution adopted, Jennifer Bell, Clerk

#### CLERK'S CERTIFICATION

l, Jennifer Bell, duly appointed Clerk of the Board of County Commissioners, do hereby certify that this is a true and accurate copy of a resolution adopted by said Board on March 14, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this fourteenth day of March, 2017, in Painesville, Ohio.

The Board of County Commissioners, in and for Lake County, Ohio, met this day in regular session with the following members present:

Commissioners: \*(com)

\* presented the following resolution and moved its adoption.

## RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$407,859.40

WHEREAS, the Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board of County Commissioners, and that all the deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code; and

WHEREAS, purchase orders against Lake County have been presented to this Board for approval and this Board has examined said purchase orders and approves them.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners, in and for Lake County, Ohio, that the purchase orders against Lake County are hereby approved and the County Auditor is hereby authorized and instructed to certify and encumber these purchase orders in varying amounts totaling \$407,859.40.

BE IT FURTHER RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Lake County Budget Director; and to the Lake County Treasurer.

\*\* seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

"AYES": \*(com)

"NAYS":

Resolution adopted, Jennifer Bell, Clerk

#### CLERK'S CERTIFICATION

I, Jennifer Bell, duly appointed Clerk of the Board of County Commissioners, do hereby certify that this is a true and accurate copy of a resolution adopted by said Board on March 14, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this fourtenth day of March, 2017, in Painesville, Ohio.

The Board of County Commissioners, in and for Lake County, Ohio, met this day in regular session with the following members present:

Commissioners: \*(com)

# RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS

WHEREAS, the Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board of County Commissioners, and that all the deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code; and

WHEREAS, it is agreed by the Lake County Auditor, Budget Director and the Board of County Commissioners that this increase in appropriations is necessary for the following accounts:

#### **APPROPRIATIONS INCREASE**

23600911-911 N - TO	\$13,333.33
26001711-652 DK - EU	\$500.00
29500511-512 PS - SE	\$11,500.00
29500511-551 PS - PR	\$1,600.00
29500511-554 PS - ME	\$1,555.00
29500511-557 PS - HI	\$3,200.00
29500511-561 PS - LI	\$6.00
29500511-562 PS - DI	\$0.00
29500511-563 PS - PI	
23300311-30313-71	\$800.00

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby authorizes the Lake County Auditor to increase appropriations for the above listed accounts, based on the recommendation of the Lake County Auditor, Budget Director and the Board of Lake County Commissioners.

BE IT FURTHER RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Lake County Budget Director; Adult Probation; Dog Shelter and Narcotics.

\*\* seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

"AYES": \*(com)

"NAYS":

Resolution adopted, Jennifer Bell, Clerk

#### **CLERK'S CERTIFICATION**

I, Jennifer Bell, duly appointed Clerk of the Board of County Commissioners, do hereby certify that this is a true and accurate copy of a resolution adopted by said Board on March 14, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this fourteenth day of March, 2017, in Painesville, Ohio.

<sup>\*</sup> presented the following resolution and moved its adoption.

The Board of County Commissioners, in and for Lake County, Ohio, met this day in regular session with the following members present:

Commissioners: \*(com)

\* presented the following resolution and moved its adoption.

#### RESOLUTION TRANSFERRING CASH WITHIN VARIOUS NON-GENERAL FUND ACCOUNTS

WHEREAS, the Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board of County Commissioners, and that all the deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code; and

WHEREAS, it is agreed by the Lake County Auditor, Budget Director and the Board of County Commissioners that this transfer of cash is necessary for the following accounts:

#### **CASH TRANSFER**

FROM:

23600911-911 N - TO

\$13.333.33

TO:

23700045-451 P - TI

\$13,333,33

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby authorizes the Lake County Auditor to transfer cash and appropriations for the above listed accounts, based on the recommendation of the Lake County Auditor, Budget Director and the Board of Lake County Commissioners.

BE IT FURTHER RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Lake County Budget Director and Narcotics.

\*\* seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

"AYES": \*(com)

"NAYS":

Resolution adopted, Jennifer Bell, Clerk

#### **CLERK'S CERTIFICATION**

I, Jennifer Bell, duly appointed Clerk of the Board of County Commissioners, do hereby certify that this is a true and accurate copy of a resolution adopted by said Board on March 14, 2017, and recorded in the Commissioners' Journal, Volume 2017. WITNESS my hand this fourteenth day of March, 2017, in Painesville, Ohio.